

## Message Text

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PAGE 01 PARIS 07659 031143Z  
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 DODE-00 NSAE-00 USIA-06  
TRSE-00 SOE-02 DOE-11 CIAE-00 COME-00 /040 W  
-----102774 031147Z /21/14  
R 022103Z MAR 78  
FM AMEMBASSY PARIS  
TO SECSTATE WASHDC 8059

C O N F I D E N T I A L PARIS 07659

C O R R E C T E D C O P Y REFERENCE ELEMENT CORRECTED

USOECD

EXCON

E.O. 11652: XGDS1  
TAGS: ESTC, COCOM, FR, US, UR  
SUBJ: US STRETCH FORM PRESS TO USSR - IL 1081 (CYRIL  
BATH CASE)

REFS: A) COCOM DOC. (78) 108, B) STATE 40611, AND 49611  
:) PARIS 7228

1. COCOM CHAIRMAN ALBERTO INDELICATO (ITALIAN  
DIPLOMAT LOANED TO COCOM) CALLED ON USDEL MARCH 2 TO  
DISCUSS "UNIQUE ASPECTS" OF REFCASE. HE INDICATED THAT  
HE WAS QUITE SURPRISED BY US SUBMISSION OF A REQUEST  
WHICH "DEVIATED SO SUBSTANTIALLY" FROM NORMAL COCOM  
CASES. HE WAS TROUBLED, HE SAID, BY (1) APPARENT INTEN-  
TION OF US TO ASK COMMITTEE TO GRANT EXCEPTION REQUEST  
FOR MACHINE WHICH WOULD BE USED BY SOVIET AIRCRAFT IN-  
DUSTRY (WHICH, HE STATED, WAS CLEARLY A STRATEGIC END  
USE); (B) BY NAKED STATEMENT THAT SIMILIAR EQUIPMENT  
WAS AVAILABLE FROM OTHER COCOM SOURCES; AND (C) BY AR-  
GUMENT IN PARA 2 REFD0C THAT EXPORT OF THIS EQUIPMENT  
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WOULD "VIOLATE AP-3" (WITH REGARD TO THIS LATTER POINT  
USDEL CLARIFIED THAT LAST SENTENCE IN PARAGRAPH TWO  
SHOULD BE UNDERSTOOD AS STATING THAT IT WOULD BE A VIO-  
LATION OF AP-3 TO EXPORT SUCH EQUIPMENT "WITHOUT COCOM  
APPROVAL".

2. INDELICATO STATED THAT HE KNEW OF NO PRECEDENT FOR A

REQUEST BEING JUSTIFIED ONLY ON BASIS THAT SHIPMENT OF SUCH EQUIPMENT MIGHT BE TAKING PLACE FROM SOME OTHER COCOM MEMBER WITHOUT COMMITTEE REVIEW. HE NOTED THAT NONE OF THE GENERAL PRINCIPLES (RELEVANT FACTORS) STATED IN THE EXCEPTION REQUEST PROCEDURES, UPON WHICH EXCEPTIONS TO THE EMBARGO CAN BE GRANTED, SEEMS TO APPLY TO THIS CASE. HE WAS PARTICULARLY SURPRISED AT THE CITED US JUSTIFICATION, GIVEN THE IMPORTANCE THE USDEL APPARENTLY ATTACHED AT THE COCOM CRITERIA DISCUSSIONS TO LIMITING THE RELEVANT FACTORS UPON WHICH EXCEPTIONS ARE BASED TO THOSE PREVIOUSLY AGREED.

3. CHAIRMAN INFORMED USDEL THAT HE INTENDED TO DRAW THE COMMITTEE'S ATTENTION TO THESE "UNIQUE FEATURES" AT COCOM MEETING MARCH 7 AND TO INVITE THE MEMBER DELEGATIONS TO CONSULT WITH THEIR AUTHORITIES AND BE PREPARED TO DISCUSS THE "POLICY AND PROCEDURAL QUESTIONS" OF THE CASE AT THE COCOM MEETING MARCH 14. HE THOUGHT THIS WOULD BE HELPFUL TO US GIVEN FACT THAT THERE WOULD BE COCOM MEETINGS MARCH 28 AND APRIL 5 DUE TO EASTER RECESS.

4. USDEL RESPONDED BY EXPLAINING US MOTIVATION FOR SUBMITTING REQUEST IN TERMS OF DOMESTIC SITUATION AS WELL AS NECESSITY TO PROVIDE EQUITY TO US APPLICANT. USDEL STRESSED LONG RECOGNIZED NECESSITY OF INSURING CONFIDENTIAL

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EQUAL APPLICATION OF COCOM RESTRICTIONS AND REFERRED CHAIRMAN TO STATEMENT MADE IN PARA 3 REFCASE THAT US WOULD SUSPEND CASE IF INFORMATION REGARDING AVAILABILITY FROM ANOTHER COCOM SOURCE PROVED TO BE ERRONEOUS. USDEL ALSO TOLD CHAIRMAN THAT US WOULD WITHDRAW CASE IF OTHER COCOM SOURCE (--WHEN USDEL WAS ASKED BY CHAIRMAN WHICH MEMBER WAS COCOM SOURCE HE RESPONDED FRANCE--) WOULD SUBMIT EXCEPTION REQUEST FOR ITS EQUIPMENT.

5. USDEL ALSO INFORMED CHAIRMAN THAT US WOULD ONLY WELCOME CHAIRMAN'S INITIATIVE ON THIS CASE AT COCOM MEETING MARCH 7 IF IT WERE PHRASED IN MANNER CONDUCTIVE TO GETTING A THOROUGH AIRING OF THE TECHNICAL AND INTERPRETATIONAL QUESTIONS RELATING TO BOTH THE US AND FRENCH EXPORTS, AS WELL AS THE "POLICY AND PROCEDURAL ASPECTS" CITED BY THE CHAIRMAN. USDEL STATED THAT HE THOUGHT IT WOULD BE HELPFUL IF CHAIRMAN INVITED OTHER DELS TO FOCUS ON IMPORTANCE OF EQUAL APPLICATION OF EMBARGO RESTRICTIONS WHEN CONSIDERING THIS CASE. SALZMAN

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** EQUIPMENT, STRATEGIC TRADE CONTROLS, EXPORT LICENSES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 02 mar 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978PARIS07659  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** X1  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780138-0702, D780097-0250  
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**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
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**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 78 STATE 40611, 78 STATE 4061  
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**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 17 may 2005  
**Review Event:**  
**Review Exemptions:** n/a  
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**Review Release Date:** n/a  
**Review Release Event:** n/a  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** US STRETCH FORM PRESS TO USSR - IL 1081 (CYRIL BATH CASE)  
**TAGS:** ESTC, FR, US, UR, COCOM  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/a9dabab9-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014